



U.S. Immigration
and Customs
Enforcement

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News Release

BERLIN MAN SENTENCED TO FEDERAL PRISON FOR POSSESSING CHILD PORNOGRAPHY

NEW HAVEN, CT—Kevin J. O'Connor, United States Attorney for the District of Connecticut, and Matthew J. Etre, acting special agent-in-charge of U.S. Immigration and Customs Enforcement in New England, today announced that John N. Marshall, 42, of 14 Canoe Birch Court, Berlin, Conn., was sentenced yesterday, Jan. 5, by United States District Judge Christopher F. Droney in Hartford to 30 months of imprisonment, followed by 10 years of supervised release, for possession of child pornography that had been transmitted over the internet. Judge Droney also ordered Marshall to pay a fine in the amount of \$6000.

On July 14, 2005, Marshall pleaded guilty, admitting that he used the Internet to attempt to obtain images of child pornography. According to documents filed with the Court and statements made in court, in May 2004, federal law enforcement traced the email traffic to Marshall. On May 5, 2004, agents seized Marshall's laptop computer from his car at his place of business, Hartford Boiler Repair Works at 44 Cody Street, West Hartford, and also searched his home in Berlin. Agents thereafter searched Marshall's laptop computer and determined that it contained numerous images of child pornography. Some of the images depicted prepubescent girls being subjected to sexual abuse.

"The federal government is committed to investigating and prosecuting those who use the Internet to obtain images of children being sexually abused," U.S. Attorney O'Connor stated.

"Crimes against children are reprehensible," said Acting Special Agent-in-Charge Etre. "ICE is committed to using all of its law enforcement authorities to bring to justice those who victimize our nation's most vulnerable, our children."

Judge Droney ordered that, during his 10 years of supervised release, Marshall will be subject to a set of highly restrictive conditions, including:

1. The defendant shall participate in mental health treatment, with an emphasis on sexual offender treatment, either inpatient or outpatient, to include participation with polygraph administration, as directed by the United States Probation Office. The defendant shall pay all, or a portion of, the costs associated with mental health treatment based on his ability to pay, in an amount to be determined by the probation officer;
2. The defendant shall not be permitted to use the Internet to access or view child pornography or be in close proximity to anyone using the Internet for such purpose;
3. The defendant shall consent to third-party disclosure to any employer, potential employer, community service site, or other interested party, as determined by the probation officer, of any computer related restrictions that are imposed;
4. The defendant shall have no unsupervised contact with any child under 18 years of age. Supervision of his interaction with any child should be only with the approval of the United States Probation Officer and treatment provider;
5. The defendant shall permit the United States Probation Officer, upon reasonable suspicion and accompanied by either local, state or federal law enforcement authorities, to conduct a search of the defendant's residence, automobile, computer and workplace for the presence of sexually explicit materials involving minors;
6. The defendant shall comply with any applicable federal, state and local sex offender registry;
7. The defendant shall provide the probation officer with access to any requested financial records, including but not limited to, telephone bills and credit card statements;
8. The defendant shall not loiter around playgrounds, schools, arcades or any other places where children under the age of 18 congregate. The defendant shall not associate with or have contact with convicted sex offenders or those considered inappropriate by the probation officer, unless as part of an approved counseling group;
9. The defendant is prohibited from holding any position of authority or guidance over children or youth groups involving individuals under the age of 18;
10. The defendant is prohibited from accessing or possessing sexually explicit materials involving minors.

This case was investigated by the U.S. Postal Inspection Service and ICE. The case was prosecuted by Assistant U.S. Attorney John A. Danaher III.

ICE

U.S. Immigration and Customs Enforcement was established in March 2003 as the largest investigative arm of the Department of Homeland Security. ICE is comprised of four integrated divisions that form a 21st century law enforcement agency with broad responsibilities for a number of key homeland security priorities.